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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/773,266	02/09/2004	Chi-Cheng Ju	3722-0176P	8567

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EXAMINER

HSU, JONI

ART UNIT	PAPER NUMBER
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2671

DATE MAILED: 10/28/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No. 10/773,266	Applicant(s) JU ET AL.	
	Examiner Joni Hsu	Art Unit 2671	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-4 and 6-15 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 1-4 and 6-15 is/are rejected.
- 7) ☐ Claim(s) ____ is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on ____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. ____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|--|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. ____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date <u>8/22/05</u> . | 6) <input type="checkbox"/> Other: ____ |

Eny

DETAILED ACTION

Information Disclosure Statement

1. The information disclosure statement (IDS) submitted on August 22, 2005 was filed after the mailing date of the application on February 9, 2004. The submission is in compliance with the provisions of 37 CFR 1.97. Accordingly, the information disclosure statement is being considered by the examiner.

Response to Amendment

2. In light of Applicant's amendment to the abstract, the objection to the abstract has been withdrawn.

3. Applicant's arguments with respect to claims 1-4 and 6-15 have been considered but are moot in view of the new ground(s) of rejection.

4. Applicant's arguments, see pages 7-9, filed August 22, 2005, with respect to the rejection(s) of claim(s) 1-4, 6-8 and 10-12 under 35 U.S.C. 102(b) and claims 9 and 13-15 under 35 U.S.C. 103(a) have been fully considered and are persuasive. Therefore, the rejection has been withdrawn. However, upon further consideration, a new ground(s) of rejection is made in view of McGuinness (US006104416A).

Claim Rejections - 35 USC § 103

5. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

6. The factual inquiries set forth in *Graham v. John Deere Co.*, 383 U.S. 1, 148 USPQ 459 (1966), that are applied for establishing a background for determining obviousness under 35 U.S.C. 103(a) are summarized as follows:

1. Determining the scope and contents of the prior art.
2. Ascertaining the differences between the prior art and the claims at issue.
3. Resolving the level of ordinary skill in the pertinent art.
4. Considering objective evidence present in the application indicating obviousness or nonobviousness.

7. Claims 1-4 and 6-15 are rejected under 35 U.S.C. 103(a) as being unpatentable over McGuinness (US006104416A) in view of Vinekar (US005581310A).

8. With regard to Claim 1, McGuinness describes a method of storing an array of digital data into a memory (Col. 3, lines 14-16) having a plurality of memory pages (Col. 8, lines 51-58), the method comprising the steps of dividing the array of digital data into a plurality of block units (Col. 3, lines 16-18) each of the block units having a plurality of odd rows and a plurality of even rows (Col. 11, line 51-Col. 12, line 13), each of the odd rows and the even rows having

at least one byte (*one byte of storage is required for each pixel*, Col. 4, lines 47-48; *putting 16 pixels into each row*, Col. 11, lines 52-54); storing subsequent odd rows of at least one of the block units into consecutive storage locations in the first memory section (532) (Col. 11, lines 57-63), and storing subsequent even rows of at least one of the block units into consecutive storage locations in the second memory section (534) (Col. 11, line 65-Col. 12, line 13).

However, McGuinness does not specifically teach that each memory page has the first memory section and the second memory section. However, Vinekar describes that each memory page has the first memory section and the second memory section (Col. 12, line 46-Col. 13, line 11; Figure 8, 9).

It would have been obvious to one of ordinary skill in the art at the time of invention by applicant to modify the device of McGuinness so that each memory page has the first memory section and the second memory section as suggested by Vinekar because Vinekar suggests the advantage of fully utilizing every burst mode access, therefore increasing bandwidth and thus being capable of operating at very high data transfer rates expected in high performance video applications (Col. 4, lines 11-29).

9. With regard to Claim 2, McGuinness describes that the array of digital data comprises a picture in a video bit stream (Col. 4, line 64-Col. 5, line 9).

10. With regard to Claim 3, McGuinness describes that the first memory section (532) has a first number of first areas (words) and the second memory section (534) has a second number of second areas, each of the first areas and the second areas has consecutive storage locations, each

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of the first number and the second number is equal to or larger than one (Col. 11, line 55-Col. 12, line 4).

11. With regard to Claim 4, McGuinness discloses that the first number is equal to the second number (Col. 11, line 55-Col. 12, line 4), as shown in Figure 8.

12. With regard to Claim 6, McGuinness discloses that both the first number and the second number can inherently be modified to equal any number (Col. 11, line 55-Col. 12, line 4), and therefore the both the first number and the second number can have a value of one.

13. With regard to Claim 7, McGuinness discloses that both the first number and the second number can inherently be modified to equal any number (Col. 11, line 55-Col. 12, line 4), and therefore the both the first number and the second number can have a value of two.

14. With regard to Claim 8, McGuinness describes that each of the block units has m rows, wherein m is an integer equal to or larger than four (Col. 10, lines 43-53).

15. With regard to Claim 9, McGuinness describes that m is equal to thirty-two (Col. 10, lines 43-53).

16. With regard to Claim 10, Claim 10 is similar in scope to Claims 1 and 2, and therefore is rejected under the same rationale.

17. With regard to Claim 11, Claim 11 is similar in scope to Claim 3, and therefore is rejected under the same rationale.

18. With regard to Claim 12, Claim 12 is similar in scope to Claim 8, and therefore is rejected under the same rationale.

19. With regard to Claim 13, Claim 13 is similar in scope to Claim 1, except for the addition of retrieving a prediction block of picture from the memory, retrieving the digital data representing the prediction block stored in the first memory section, and retrieving the digital data representing the prediction block stored in the second memory section. McGuinness describes retrieving a prediction block of picture from the memory, retrieving the digital data representing the prediction block stored in the first memory section (532, Figure 8), and retrieving the digital data representing the prediction block stored in the second memory section (534) (Col. 7, lines 64-67; Col. 11, line 51-Col. 12, line 32). Therefore, Claim 13 is rejected under the same rationale as Claim 1.

20. With regard to Claim 14, Claim 14 is similar in scope to Claim 3, and therefore is rejected under the same rationale.

21. With regard to Claim 15, Claim 15 is similar in scope to Claim 8, and therefore is rejected under the same rationale.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Joni Hsu whose telephone number is 571-272-7785. The examiner can normally be reached on M-F 8am-5pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ulka Chauhan can be reached on 571-272-7782. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

JH



Kee M. Tung
Primary Examiner